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**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING
REJECTION OVER A PENDING APPLICATION**Docket Number 5752
USPTO Customer No. 25280

In re Application of: Robert C. Amott

Application No.: 10 / 810,955

Filed: March 26, 2004


For: **FINISH AND PROCESS TO CREATE FLAME-RETARDANT TEXTILE
THAT RESISTS MARK-OFF**

The owner, MILLIKEN & COMPANY, of one hundred percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173, as presently shortened by any terminal disclaimer, of any patent granted on the application forming the basis of the double patenting rejection, namely, any patent granted on US Patent Application No. 10 / 810,931 filed on March 26, 2004, as shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the foregoing Application are commonly owned. This agreement runs with any patent granted on the instant application and is building upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on the foregoing Application, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Authorization is provided to withdraw the Terminal Disclaimer fee under 37 CFR 1.20 (d) from USPTO Deposit Account 04-0500.

The undersigned is an agent of record.


Charlotte C. Wilson
Agent for Applicant, Reg. No. 45,224

Date: November 28, 2006

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